

FILED  
KENNETH J. MURPHY  
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**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

2003 SEP -5 PM 1:13

**U.S. DISTRICT COURT  
SOUTHERN DIST OHIO  
WEST VIRGINIA**

**Petitioner,**

**V.**

ANTHONY BRIGANO, Warden,

Respondent.

Case No. C-1-00-998

## Judge Spiegel

Magistrate Judge Sherman

## HABEAS CORPUS

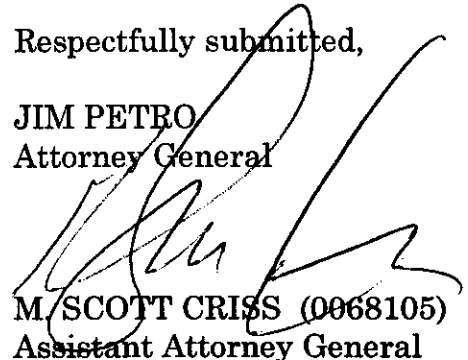
**Respondent's Motion for Extension of Time to Respond to Petitioner's  
Objections to the Report and Recommendation**

Now comes Respondent, by and through counsel, and hereby requests an extension of time through and including September 26, 2003 in which to respond to Petitioner's objections to the Magistrate Judge's Report and Recommendation. Because Petitioner's objections are rather lengthy and fact intensive, Respondent requires additional time to review the record once again and respond to the arguments made in the objections.

This request is not made for the purpose of delay and will in no way prejudice Petitioner. Pursuant to S.D. Ohio Civ. R.6.1, the undersigned conferred with Petitioner's counsel, who does not oppose this extension of time.

Respectfully submitted,

JIM PETRO  
Attorney General



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### **CERTIFICATE OF SERVICE**

I hereby certify that the forgoing *Motion for Extension of Time* has been forwarded to Counsel for Petitioner, William R. Gallagher, The Citadel, 114 East Eighth Street, Cincinnati, Ohio 45202, via the U.S. Mail, this 4th day of September, 2003.



M. SCOTT CRISS  
Assistant Attorney General